

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:18-cv-02821-CKK**

SCHNEIDER ROTHMAN INTELLECTUAL PROPERTY  
LAW GROUP, PLLC v. UNITED STATES DEPARTMENT  
OF HEALTH AND HUMAN SERVICES  
Assigned to: Judge Colleen Kollar-Kotelly  
Cause: 05:552 Freedom of Information Act

Date Filed: 12/03/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**SCHNEIDER ROTHMAN  
INTELLECTUAL PROPERTY LAW  
GROUP, PLLC**

represented by **Joel Benjamin Rothman**  
SCHNEIDER ROTHMAN  
INTELLECTUAL PROPERTY LAW  
GROUP PLLC  
4651 North Federal Highway  
Boca Raton, FL 33431  
(561) 404-4350  
Fax: (561) 404-4353  
Email: [joel.rothman@sriplaw.com](mailto:joel.rothman@sriplaw.com)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**UNITED STATES DEPARTMENT OF  
HEALTH AND HUMAN SERVICES**

represented by **Marsha Wellknown Yee**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2539  
Fax: (202) 252-2599  
Email: [marsha.yee@usdoj.gov](mailto:marsha.yee@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

| Date Filed | #        | Docket Text   |
|------------|----------|---|
| 12/03/2018 | <u>1</u> | COMPLAINT <i>for Declaratory and Injunctive Relief</i> against UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES ( Filing fee \$ 400 receipt number 0090-5819635) filed by SCHNEIDER ROTHMAN INTELLECTUAL PROPERTY LAW GROUP, PLLC. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Civil Cover Sheet, # <u>6</u> Summons)(Rothman, Joel) (Attachment 5 replaced on 12/4/2018) (zjd) (Entered: 12/03/2018) |
| 12/04/2018 |          | Case Assigned to Judge Colleen Kollar-Kotelly. (zjd) (Entered: 12/04/2018)  |
| 12/04/2018 |          | SUMMONS Not Issued as to UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. Attorney, and U.S. Attorney General. (zjd) (Entered: 12/04/2018)   |
| 12/04/2018 | <u>2</u> | REQUEST FOR SUMMONS TO ISSUE re <u>1</u> Complaint, filed by SCHNEIDER ROTHMAN INTELLECTUAL PROPERTY LAW GROUP, PLLC. Related document: <u>1</u> Complaint, filed by SCHNEIDER ROTHMAN INTELLECTUAL PROPERTY LAW GROUP, PLLC.(Rothman, Joel) (Entered: 12/04/2018)  |
| 12/06/2018 | <u>3</u> | Summons (1) Issued as to UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (ztd) (Entered: 12/06/2018)   |
| 12/07/2018 | <u>4</u> | REQUEST FOR SUMMONS TO ISSUE re <u>1</u> Complaint, filed by SCHNEIDER ROTHMAN INTELLECTUAL PROPERTY LAW GROUP, PLLC. Related document: <u>1</u> Complaint, filed by SCHNEIDER ROTHMAN INTELLECTUAL   |

|            |           |  |
|------------|-----------|--|
|            |           | PROPERTY LAW GROUP, PLLC.(Rothman, Joel) (Entered: 12/07/2018)   |
| 12/07/2018 | <u>5</u>  | SUMMONS (2) Issued Electronically as to U.S. Attorney and U.S. Attorney General (ztd) (Entered: 12/07/2018)  |
| 12/11/2018 | <u>6</u>  | ORDER ESTABLISHING PROCEDURES FOR CASES ASSIGNED TO JUDGE COLLEEN KOLLAR-KOTELLY. Signed by Judge Colleen Kollar-Kotelly on 12/11/18. (DM) (Entered: 12/11/2018)   |
| 12/13/2018 | <u>7</u>  | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 12/10/2018 (Rothman, Joel) (Entered: 12/13/2018)  |
| 12/13/2018 |           | SUMMONS (1) REISSUED as to U.S. Attorney General (ztd) (Entered: 12/13/2018)   |
| 12/14/2018 | <u>8</u>  | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 12/11/2018. (Rothman, Joel) (Entered: 12/14/2018)   |
| 12/14/2018 | <u>9</u>  | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the District of Columbia Attorney General. Date of Service Upon District of Columbia Attorney General 12/11/2018. Answer due for ALL D.C. DEFENDANTS by 1/1/2019. (Rothman, Joel) (Entered: 12/14/2018)  |
| 01/04/2019 | <u>10</u> | Unopposed MOTION to Stay , MOTION for Extension of Time to <i>in Light of Lapse of Appropriations</i> by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Attachments: # <u>1</u> Text of Proposed Order)(Hudak, Brian) (Entered: 01/04/2019)  |
| 01/07/2019 |           | MINUTE ORDER: The Court is in receipt of Defendant's <u>10</u> Unopposed Motion for a Stay and Extension of Time in Light of Lapse of Appropriations. As of December 21, 2018, the appropriations act that had been funding the Department of Justice expired and appropriations to the Department lapsed. Absent appropriated funds, Department of Justice attorneys are prohibited from working except in circumstances which do not apply to this case. Defendant requests that this action be stayed during the lapse in appropriations and that the Court extend all pending deadlines in this action commensurate with the calendar day duration of the lapse in appropriations. Defendant's motion is GRANTED. Defendant is ORDERED to file a Status Report seven days after Congress has appropriated funds for the Department of Justice notifying the parties and the Court that the lapse has ceased and requesting that the parties' deadlines be appropriately extended. Signed by Judge Colleen Kollar-Kotelly on 1-7-2019. (lcckk3) (Entered: 01/07/2019) |
| 01/28/2019 | <u>11</u> | NOTICE of Appearance by Marsha Wellknown Yee on behalf of UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Yee, Marsha) (Entered: 01/28/2019)  |
| 02/01/2019 | <u>12</u> | STATUS REPORT by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Yee, Marsha) (Entered: 02/01/2019)  |
| 02/01/2019 |           | MINUTE ORDER: On January 7, 2019, this Court issued a stay in this case due to the lack of appropriations to the Department of Justice. As appropriations have now been restored, the Court ORDERS the stay lifted. The Court further ORDERS that Defendant respond to Plaintiff's Complaint by FEBRUARY 13, 2019. Signed by Judge Colleen Kollar-Kotelly on 2-1-2019. (lcckk3) (Entered: 02/01/2019)  |
| 02/01/2019 |           | Set/Reset Deadlines: Answer due by 2/13/2019. (dot) (Entered: 02/04/2019)  |
| 02/13/2019 | <u>13</u> | ANSWER to Complaint by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES.(Yee, Marsha) (Entered: 02/13/2019)   |
| 02/14/2019 | <u>14</u> | ORDER. Signed by Judge Colleen Kollar-Kotelly on 2-14-2019. (lcckk3) (Entered: 02/14/2019)   |